

79-72-A #4 **PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS**

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

We, Paul A. & Reatha L. Burk, legal owner of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 1A03.48.4 to permit a sideyard setback of 20 feet in lieu of the required 50 feet.

of the Zoning Regulations of Baltimore County, in the Zoning Law of Baltimore County for the following reasons: (Indicate hardship or practical difficulty)

Addition required for mother's and father's bedroom, so as not to disturb existing private utilities (well in front yard and septic system in rear yard.)

Property is to be posted and advertised as prescribed by Zoning Regulations. If we agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law of Baltimore County.

Contract purchaser _____
Legal Owner _____
Address: 3723 Dance Mill Road
Phoenix, Md. 21131
Petitioner's Attorney _____
Protestant's Attorney _____

ORDERED By The Zoning Commissioner of Baltimore County, this _____ day of _____, 1978, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the _____ day of _____, 1978, at _____ o'clock _____ A.M.

RE: PETITION FOR VARIANCE
W/S of Dance Mill Rd., 450'
of Blenheim Rd., 10th District
OF BALTIMORE COUNTY
Paul A. Burk, et ux, Petitioners
Case No. 79-72-A

ORDER TO ENTER APPEARANCE

Mr. Commissioner:

Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passages of any preliminary or final Order in connection therewith.

Peter Max Zimmerman
John W. Hession, III
People's Counsel
County Office Building
Towson, Maryland 21204
494-2188

I HEREBY CERTIFY that on this 31st Day of August, 1978, a copy of the foregoing Order was mailed to Mr. and Mrs. Paul A. Burk, 3723 Dance Mill Road, Phoenix, Maryland 21131, Petitioners.

John W. Hession, III
John W. Hession, III

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

S. Eric DiNenna
TO: Zoning Commissioner
Lestle H. Grael
FROM: Director of Planning
SUBJECT: Petition 79-72-A, Item #4

Petition for Variance for side yard setback
West side of Dance Mill Road, 450 feet South of Blenheim Road
Petitioner - Paul A. and Reatha L. Burk
10th District

HEARING: Wednesday, September 27, 1978 (10:30 A.M.)

There are no comprehensive planning factors requiring comment on this petition.

Lestle H. Grael
Lestle H. Grael
Director of Planning

LHG:JGP:rw



S. ERIC DINENNA
ZONING COMMISSIONER
George J. Martinak
Deputy Zoning Commissioner

October 2, 1978

Mr. & Mrs. Paul A. Burk
3723 Dance Mill Road
Phoenix, Maryland 21131

RE: Petition for Variance
W/S of Dance Mill Road, 450' S
of Blenheim Road - 10th Election
District
Paul A. Burk, et ux - Petitioners
NO. 79-72-A (Item No. 4)

Dear Mr. & Mrs. Burk:

I have this date passed my Order in the above referenced matter, in accordance with the attached.

Very truly yours,
George J. Martinak
Deputy Zoning Commissioner

GJM:mr

cc: John W. Hession, III, Esquire
People's Counsel

Robert J. Bayer & Associates, P.A. architects, a.s.c. post office box 85, phoenix, maryland 21131. area code (301) 666-9200

Description for Variance Petition

Plat description of 1.531 Acre lot on S.W. side of Dance Mill Road.

Owners: Paul A. & Reatha L. Burk

Beginning in centerline of Dance Mill Rd. approximately 450' south of Blenheim Road and going S.W. 58 degrees 57 minutes, 423.19 feet to a point, then S.E. 28 degrees 04 minutes, 159.38 feet to a point, then N.E. 58 degrees 57 minutes, 414.47 feet to a point in Dance Mill Road, then N.W. 24 degrees 44 minutes, 160.06 feet to the point of beginning.

Plat description taken from plat dated June 10, 1971, revised August 3, 1971 by Keller & Keller, Maryland State Registered Land Surveyors.

Robert J. Bayer, Architect

ARCHITECTURAL REGISTRATION BOARD
2097-A
Robert J. Bayer
June 27, 1978

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION REPORT

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building
111 W. Chesapeake Ave.
Towson, Maryland 21204

Your Petition has been received and accepted for filing this 11th day of July, 1978.

S. Eric DiNenna
Zoning Commissioner

Petitioner: Paul A. Burk
Petitioner's Attorney: _____
Reviewed by: _____
Chairman, Zoning Plans Advisory Committee

Mr. & Mrs. Paul A. Burk
3723 Dance Mill Road
Phoenix, Maryland 21131
cc: Robert J. Bayer and Associates
8 Annapol Court
Baltimore, Maryland 21013

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

September 8, 1978

COUNTY OFFICE BLDG.
111 W. Chesapeake Ave.
Towson, Maryland 21204

Chairman
Nicholas B. Commodari
Members:
Bureau of Engineering
Bureau of Planning
Bureau of Traffic Engineering
Bureau of Parks and Recreation
Bureau of Public Works
Bureau of Health Department
Bureau of Police Department
Bureau of Building Department
Bureau of Education
Bureau of Social Services
Bureau of Industrial Development

Mr. & Mrs. Paul A. Burk
3723 Dance Mill Road
Phoenix, Maryland 21131

RE: Variance Petition
Item No. 4
Petitioner - Burk

Dear Mr. & Mrs. Burk:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition and has made an on-site field inspection of the property. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development. Plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Particular attention should be afforded to comments of the Bureau of Engineering, concerning the proposed 60' right of way of Dance Mill Road.

This petition is accepted for filing, on the date of the enclosed filing certificate. Notices of the hearing date and time, which will be held not less than 30 nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours,
Nicholas B. Commodari
Chairman
Zoning Plans Advisory Committee

Enclosure

cc: Robert J. Bayer and Associates
8 Annapol Court
Baltimore, Maryland 21013

FEB 23 1979

Zoning Commissioner of Baltimore County

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

44 100 100

1000

Very truly yours,

John L. Wimbley, Jr.
John L. Wimbley
Planner II
Current Planning and Development

2ND/JNP/146

SEVEN

Noted and Approved: George M. Wiegand
Fire Prevention Bureau

Charles E. Aurora
Plains County Chief

SECRET

FEB 28 1979

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: July 10, 1978

Mr. S. Eric DiNenna
Zoning Commissioner
Baltimore County Office Building
Towson, Maryland 21204

Z.A.C. Meeting of: July 11, 1978

RE: Item No. 4
Property Owner: Paul A. & Reatha L. Burk
Location: W/S Dance Mill Rd. 450' S Blenheim Rd.
Present Zoning: R.C. 1
Proposed Zoning: Variance to permit a side setback of 26' in lieu of the required 50'.

District: 10th
No. Acres: 1.531

Dear Mr. DiNenna:

No bearing on student population.

Very truly yours,

W. Nick Petrovich

W. Nick Petrovich,
Field Representative

WNP/tp

JOSEPH H. MCGRAW, PRESIDENT
Y. BAYARD WILLIAMS, JR., VICE-PRESIDENT
HAROLD H. BOWMAN
THOMAS H. BOWEN
WES. LORRANCE F. CHANCE
ROGER S. HATTON
ALVIN LORICK
HRS. JULYON R. SMITH, JR.
RICHARD W. TRACET, D.V.M.
ROBERT Y. GUREL, SUPERINTENDENT

CERTIFICATE OF PUBLICATION

TOWSON, MD. September 7, 1978

THIS IS TO CERTIFY that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., on one time September 7, 1978 before the 27th day of September, 1978, the said publication appearing on the 7th day of September, 1978.

THE JEFFERSONIAN,
S. Eric DiNenna
Manager

Cost of Advertisement, \$



TOWSON, MD. 21204 September 7 1978

THIS IS TO CERTIFY that the annexed advertisement of PETITION FOR VARIANCE - Paul A. Burk, et ux was inserted in the following:

- ☐ Catonsville Times
- ☐ Jundalk Times
- ☐ Essex Times
- ☐ Suburban Times East
- ☐ Towson Times
- ☐ Arbutus Times
- ☐ Community Times
- ☐ Suburban Times West

weekly newspapers published in Baltimore, County, Maryland, once a week for one successive weeks before the 8th day of September, 1978, that is to say, the same was inserted in the issues of September 7, 1978

STROMBERG PUBLICATIONS, INC.

BY *E. E. B. B.*

Case # 79-72-A

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

79-72-A

District: 10th Date of Posting: Sept. 10, 1978

Posted for: Township of Baltimore

Petitioner: Township of Baltimore

Location of property: W/S of Dance Mill Rd. 450' S Blenheim Rd.

Location of Sign: 1 sign at 3723 Dance Mill Rd.

Remarks: James Pennington

Posted by: James Pennington Date of return: 1 sign



PETITION MAPPING PROGRESS SHEET

FUNCTION	Wall Map		Original		Duplicate		Tracing		200 Sheet	
	date	by	date	by	date	by	date	by	date	by
Descriptions checked and outline plotted on map					76	MA				
Petition number added to outline										
Denial:										
Granted by										
ZC, BA, GC, CA										
Reviewed by: <i>WNP</i>										
Previous cases:										
Revised Plans:										
Change in outline or description										
Yes										
No										
Map # <u>NEW-D</u>										

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204

Your Petition has been received * this 28 day of JUNE 1978. Filing Fee \$ 5 Received ☒ Check ☐ Cash ☐ Other

S. Eric DiNenna
Zoning Commissioner
Petitioner BURK Submitted by Mr. Burk
Petitioner's Attorney WNP Reviewed by WNP

* This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT
No. 73486

DATE: August 30, 1978 ACCOUNT: 01-662

AMOUNT: \$25.00

RECEIVED FROM: Paul A. Burk
FOR: Filing Fee for Case No. 79-72-A

25.00

VALIDATION OR SIGNATURE OF CASHIER

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT
No. 73537

DATE: Sept. 27, 1978 ACCOUNT: 01-662

AMOUNT: \$56.50

RECEIVED FROM: Clayton G. Pennington 3723 Dance Mill Rd. 2119
FOR: Posting A Advertising for Paul A. Burk 79-72-A

56.50

VALIDATION OR SIGNATURE OF CASHIER

FEB 23 1979

February 23 1979

